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|-------------------------------|-------------------------------|------------------|
| <b>Notice of Allowability</b> | Application No.               | Applicant(s)     |
|                               | 09/607,500                    | ALAM ET AL.      |
|                               | Examiner<br>LaShonda T Jacobs | Art Unit<br>2157 |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTO-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1.  This communication is responsive to November 12, 2004.
2.  The allowed claim(s) is/are 1-15, 17-20, 22 and 26-32.
3.  The drawings filed on 30 June 2000 are accepted by the Examiner.
4.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a)  All
  - b)  Some\*
  - c)  None
 of the:
  1.  Certified copies of the priority documents have been received.
  2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6.  CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
  - (a)  including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
    - 1)  hereto or 2)  to Paper No./Mail Date \_\_\_\_\_.
  - (b)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1.  Notice of References Cited (PTO-892)
2.  Notice of Draftperson's Patent Drawing Review (PTO-948)
3.  Information Disclosure Statements (PTO-1449 or PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4.  Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5.  Notice of Informal Patent Application (PTO-152)
6.  Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7.  Examiner's Amendment/Comment
8.  Examiner's Statement of Reasons for Allowance
9.  Other \_\_\_\_\_.



SALEH NAJJAR  
PRIMARY EXAMINER

### **EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Jens Jenkins, Reg. No. 44,803 on February 1, 2005.

### **IN THE CLAIMS**

Please amend claim 17 as follow:

17. (Currently amended) A computer program product for use in a networked environment, wherein one or more client computer systems make requests for information from a server computer system, the server computer system providing information in response to the requests from the one or more client computer systems, the server computer system having one or more listen sockets and having a backlog queue for queuing connection requests that the server computer system cannot currently handle, a computer program product for implementing a method of the server computer system reducing denials of service even when though the server computer system is experiencing a denial of service attack, wherein the computer program product comprises one or more computer-readable medium having computer-executable instructions which, when executed by a processor implements the following:

receiving a plurality of connection requests from said one or more client computer systems;

establishing a connection socket for at least one of the plurality of connection requests without placing the connection request in a backlog queue;

for each connection request for which the server computer cannot currently establish a connection socket, placing the connection request in a backlog queue without then establishing a connection socket, determining that the backlog queue is being used;

in response to the determination, identifying any connection sockets that have no received request data; and

disconnecting the identified connection sockets, so as to reduce an impact of a denial of service attack.

*Reasons for Allowance*

2. The following statement is an examiner's statement of reasons for allowance: the closest prior art of record (LiVecchi U.S. Pat. No. 6,427,161 and Srikantan et al U.S. Pub. No. 2001/0029548) does not teach or suggest in detail identifying any connection sockets that have no received request data and disconnecting the identified connection sockets so as to reduce an impact of a denial of service attack in combination with all the elements of claims as argued by the Applicants.

3. Claims 1-15, 17-20, 22 and 26-32 are allowed.

***Conclusion***

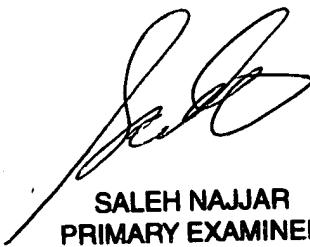
Any inquiry concerning this communication or earlier communications from the examiner should be directed to LaShonda T Jacobs whose telephone number is 571-272-4004. The examiner can normally be reached on 8:30 A.M.-5:00 P.M..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ario Etienne can be reached on 571-272-4001. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

LaShonda T Jacobs  
Examiner  
Art Unit 2157

Llj  
February 2, 2005



SALEH NAJJAR  
PRIMARY EXAMINER